

S.B. CIVIL WRIT PETITION NO.657/2005

Smt. Teeja Bai vs. State of Rajasthan & Anr.

Date : 17.10.2005

HON'BLE MR. PRAKASH TATIA, J.

Mr. RK Purohit, for the petitioner.

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Heard.

The petitioner submitted an application on 14.11.2000 for grant of further renewal of permit for running the motor vehicle on the interstate route which is Choti Sadri to Neemuch via Malwara, Narani, Dhamania etc. The said application was accepted so far as three single trips are concerned but the renewal was refused for four single trips by R.T.A. Vide order dated 16.3.2001 after relying the judgment of this case delivered in Jamindara Transport Cooperative Society vs. RTA Bikaner and anr. The order of the RTA dated 16.3.2001 has been challenged by the petitioner by filing present writ petition on 20.1.2002. The writ petition remained pending because of the fact that defects were not removed despite grant of time till 11.8.2004 when the per-emptory order was passed by this Court while granting two weeks time to the petitioner to remove the defects. Upon only this, the defects were removed by 28.8.2004. The matter has come up for admission today after more than four years.

According to learned counsel for the petitioner, during

this period, now there will be a meeting between the authorities of State of Rajasthan and State of Madhya Pradesh wherein if any decision is taken, the petitioner will be entitled to have the benefit of renewal of permit even when originally, he was seeking permit exceeding the limit agreed upon between two States.

After going through the reasons given in the impugned order dated 16.3.2001, I do not find that the RTA has committed any error of law in rejecting the renewal application of the petitioner. For a renewal application which was submitted long ago, subsequent meeting of the officers of two States wherein there may be decision of having more routes, cannot make the order passed by the RTA illegal in any manner.

In view of the above, no interference is called for by this Court in the impugned order under writ jurisdiction. Accordingly, the writ petition having no merit, is hereby dismissed.

(PRAKASH TATIA), J.

S.Phophaliya